

CITY OF ANGELS CITY COUNCIL MINUTES

Tuesday, November 16, 2010

Council Members Present: Jack Lynch (Mayor), Jack Boeding (Vice Mayor), Elaine Morris, Craig Turco, and Rick Downey

Staff Present: Richard Matranga, Melisa Ralston, David Hanham, and Mary Kelly

4:00 P.M. CALL TO ORDER

ADJOURN TO CLOSED SESSION

- A. CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to California Government Code Section 54957.6: Fire MOU, Non-Exempt MOU and Exempt MOU – City Labor Negotiators – Council Member Turco and Mayor Lynch
- B. EMPLOYEE EVALUATION: City Engineer
Pursuant to Government Code Section 54957 Public Employee Performance Evaluation
- C. CONSIDERATION OF RESOLUTION NO. 10-32 APPROVING THE INDUSTRIAL DISABILITY RETIREMENT APPLICATION OF RODNEY PETERSON – Mary Kelly, City Clerk

4:35 RECONVENE TO BUDGET WORKSHOP REVIEW

Public Comment

Steve Difu – 576 Sasa

Asked the Council to consider using Water/Wastewater funds to fix the odor problem on Finnegan Lane by constructing the new sewer pipeline replacement project Council had agreed on. Mayor Lynch explained that the Council has directed the City Engineer to research funding options for this project, i.e. USDA grants, etc. Difu requested council include the cost of this project (\$1.5M approximate) in the budget review. The Council agreed to consider this as the budget process moves forward.

The following budget items were discussed:

- Refund from CSJVRMA to be returned to City – not to be applied to future insurance costs.
- Planning Department – GIS consultant cost of \$13,770.00 to remain in Planning budget. Will be discussed further in the budget process.
- Planning Department to eliminate \$1,000.00 training line item in budget.
- Fire stipends and weekend coverage discussion were continued to December 7th.
- Police replacement officer and reserve officer discussions were continued to December 7th.

6:00 P.M. REGULAR CITY COUNCIL MEETING

ACTION TAKEN IN CLOSED SESSION

- A. CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to California Government Code Section 54957.6: Fire MOU, Non-Exempt MOU and Exempt MOU – City Labor Negotiators – Council Member Turco and Mayor Lynch
Action: Fire and Exempt employee MOU's have been drafted. These MOU's will be on the December 7th Council agenda for approval.

The City Attorney reported he has responded to the non-exempt employee PERB complaint and this is now at the informal stage of proceedings. There should be an informal meeting in 30-45 days. He estimates the City is looking at 90-120 days before an agreement is met.

- B. **EMPLOYEE EVALUATION: City Engineer**
Pursuant to Government Code Section 54957 Public Employee Performance Evaluation
Action: There will be changes made in engineering staff at the December 7th Council meeting.
Direction: continue item to December 7th agenda.
- C. **CONSIDERATION OF RESOLUTION NO. 10-32 APPROVING THE INDUSTRIAL DISABILITY RETIREMENT APPLICATION OF RODNEY PETERSON – Mary Kelly, City Clerk**
Action: MOTION by Council Member Turco, seconded by Council Member Morris and carried 4-1 with Council Member Downey voting ‘NO’ ADOPTING RESOLUTION NO. 10-32. A RESOLUTION REGARDING THE INDUSTRIAL DISABILITY RETIREMENT OF RODNEY PETERSON.

APPROVAL OF AGENDA

- Agenda Item # 2 *Consideration, approval and adoption of FY2010/2011 budget* was **continued to the December 7th Council meeting.**
- Agenda Item #7 *Adopt Resolution No. 10-26: Sidewalk waiver for Cal-Fire* was **continued to the December 7th meeting.**

STAFF UPDATES

Dave Hanham – Planning Director

- Reviewed his report included in the packet.
- City, County and CCOG staff met to make revisions as suggested by County and City CCOG representatives to the CCOG JPA. Has sent draft out to City and County for review and plans on agendaing for the December 7th Council meeting.

Melisa Ralston – Finance Officer

- Clarification for Steve Difu – waiting for 4 ROW easements.

Mary Kelly – City Clerk

- Starting in November, CCOG TAC meetings will be held every other month at the firehouse in Angels.
- Attending meeting on 11/18 with County Administrator to review the Abandoned Vehicle Abatement Agreement.

COUNCIL UPDATES

Council Member Boeding

- Attended LAFCO where Gene Weatherby retired and was replaced by a new public member. Attended Personnel/Finance.

Council Member Turco

- Attended Personnel/Finance and discussed police staffing. Attended Safety Services.

Council Member Morris

- Attended CCOG where the feasibility for transferring projects to the County was discussed. Attended safety services and traffic circulation meetings.

Mayor Lynch

- Attended museum commission where it was reported attendance and revenue is up.

- Attended LAFCO. John Benoit spoke on the summary of the LAFCO October 2-day meeting. Municipal bankruptcy, reduced city revenues and other issues were discussed. There was also discussion regarding the stress and strain cities are having providing services to their citizens.

PUBLIC COMMENTS

Steve Fairchild – 1448 Vallecito Road

Explained that there has been no significant drop in the economy after 2002. There is an anti-business legislation that has caused the rush of businesses leaving California.

Steve Difu – 576 Sasa Place

Asked the Council if his request for funding the odor project on Finnegan lane will be placed on the budget.

CONSENT AGENDA

MOTION by Council Member Downey, seconded by Council Member Boeding and carried 5-0 ADOPTING THE CONSENT AGENDA AS PRESENTED:

1. Minutes of regular meeting – November 2, 2010

REGULAR MEETING

Agenda Item #1 was moved to later on the agenda for discussion.

3. APPROPRIATIONS LIMIT FOR 2010-2011

MOTION by Council Member Boeding, seconded by Council Member Morris and carried 5-0 ADOPTING RESOLUTION NO. 10-31. A RESOLUTION APPROVING THE APPROPRIATIONS LIMIT FOR FY 2010-2011 with the following correction: replace 'increase' with 'decrease' in paragraph 4.

4. CALAVERAS COUNTY VISITOR'S BUREAU LEASE AGREEMENT

MOTION by Council Member Turco, seconded by Council Member Downey and carried 5-0 ACCEPTING THE LEASE AGREEMENT WITH THE CALAVERAS COUNTY VISITOR'S BUREAU WITH THE ADDITION OF EXHIBIT 'A' SPECIFYING THE SQUARE FOOTAGE AND AMOUNT PER SQUARE FOOT, AND PENDING APPROVAL OF THE LEASE BY THE CALAVERAS COUNTY VISITOR'S BUREAU.

Agenda Item #1 was discussed at this time.

1. 2009/2010 AUDIT REPORT

Accountant Bryant Jolley highlighted the completed audit report for FY2009/2010. He stated there were no outstanding issues and the City had high reserves in the enterprise funds. He explained that there is a new GASP 45 state requirement for cities paying retirees medical premiums to put aside a calculated amount of money each year to cover their liability. City of Angels estimated amount for the next 3 years is \$132,000. This figure will be re-calculated every 3 years.

MOTION by Council Member Morris, seconded by Mayor Turco and carried 5-0 ACCEPTING THE 2009/2010 AUDIT REPORT

5. RECONSIDERATION OF ADOPTION OF AMENDMENT TO ORDINANCE NO. 448

A. **MOTION** by Council Member Morris, seconded by Council Member Lynch and carried 5-0 ACCEPTING THE RECONSIDERATION OF ADOPTION OF ORDINANCE NO. 448. AN ORDINANCE AMENDING TITLE 17, ZONING; CHAPTER 17.30, SUBURBAN COMMERCIAL ZONE DISTRICT OF THE CITY OF ANGELS CAMP MUNICIPAL CODE

Roll Call: Lynch {YES}, MORRIS {YES}, TURCO {YES}, DOWNEY {YES}, BOEDING {YES}

B. MOTION by Council Member Turco, seconded by Council Member Morris and carried 4-1 with Council Member Boeding voting 'NO' INTRODUCING ORDINANCE #448. AN ORDINANCE AMENDING TITLE 17, ZONING, CHAPTER 17.30 SC SUBURBAN COMMERCIAL DISTRICT OF THE MUNICIPAL CODE WITH THE FOLLOWING ADJUSTMENTS:

- Any reference of 80,000 square foot now to read 45,000 square feet.
- Section 17.30.080 (F-2) shall read: side, N/A

WAIVE READING AND SET PUBLIC HEARING FOR JANUARY 4, 2011

Roll Call: Lynch {YES}, MORRIS {YES}, TURCO {YES}, DOWNEY {YES}, BOEDING {NO}

6. **BELT FILTER PRESS FIELD SERVICE REPORT**

MOTION by Council Member Boeding, seconded by Council Member Downey and carried 5-0 DIRECTING STAFF TO MOVE FORWARD WITH PURCHASE OF BELT FILTER PRESS, INCLUDING ADDITIONAL COSTS FOR START-UP FOR AN APPROXIMATELY TOTAL COST OF \$140,000.

CALENDAR

ADJOURN

Meeting was adjourned at 7:55 PM.

Jack Lynch
Mayor

ATTEST:

Mary Kelly
City Clerk